

2-15-2000

# Legislators' And State Officers' Compensation.

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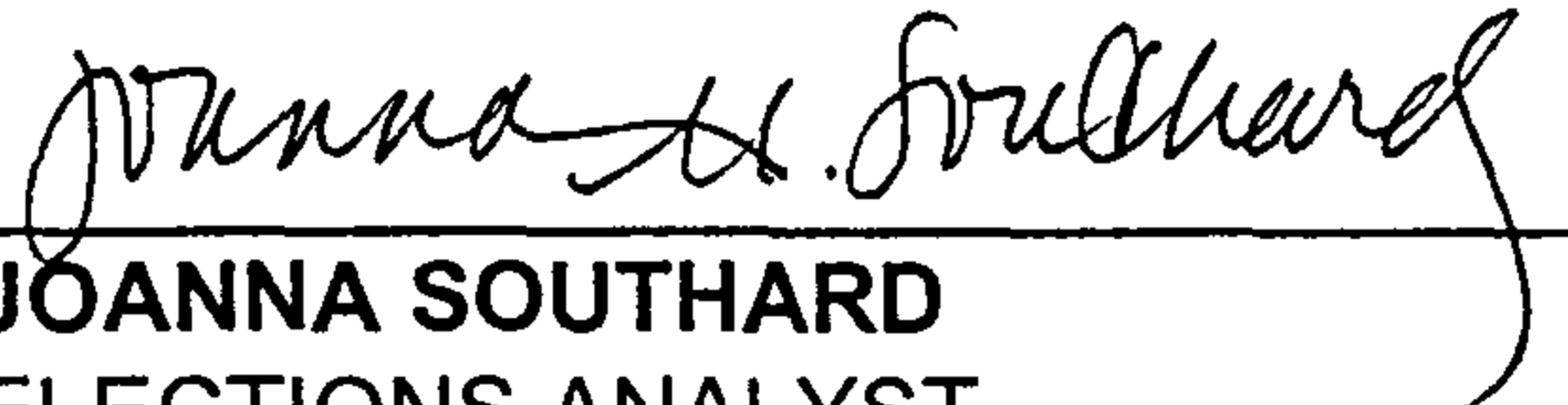


**BILL JONES**  
*Secretary of State*  
*State of California*

**ELECTIONS DIVISION**  
(916) 657-2166  
1500 - 11th STREET  
SACRAMENTO, CA 95814  
Voter Registration Hotline  
1-800-345-VOTE  
For Hearing and Speech Impaired  
Only  
1-800-833-8683  
e-mail: [comments@ss.ca.gov](mailto:comments@ss.ca.gov)

February 15, 2000

TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (00056)

FROM:   
**JOANNA SOUTHARD**  
ELECTIONS ANALYST

SUBJECT: **INITIATIVE #888**

Pursuant to Elections Code section 336, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed initiative measure entitled:

**LEGISLATORS' AND STATE OFFICERS' COMPENSATION.  
INITIATIVE CONSTITUTIONAL AMENDMENT.**

The proponent of the above-named measure is:

Edward J. (Ted) Costa  
People's Advocate, Inc.  
3407 Arden Way  
Sacramento, California 95825  
(916) 482-6175

**RECEIVED**

**FEB 17 2000**

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#888  
LEGISLATORS' AND STATE OFFICERS' COMPENSATION.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

**CIRCULATING AND FILING SCHEDULE**

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- 1. Minimum number of signatures required: ..... 670,816  
California Constitution, Article II, Section 8(b)
- 2. Official Summary Date:..... Tuesday, 02/15/00  
Elections Code section (EC§) 336

- 3. Petitions Sections:
  - a. First day Proponent can circulate Sections for  
signatures (EC §336) ..... Tuesday, 02/15/00
  - b. Last day Proponent can circulate and file  
with the county. All sections are to be filed at the  
same time within each county (EC §336, 9030(a)) .....Friday, 07/14/00
  - c. Last day for county to determine total number of  
signatures affixed to petitions and to transmit total  
to the Secretary of State (EC §9030(b))..... Wednesday, 07/26/00

(If the Proponent files the petition with the county on a date prior to 07/14/00 the county has eight working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State) (EC §9030(b)).

- d. Secretary of State determines whether the total number  
of signatures filed with all county clerks/registrars of  
voters meets the minimum number of required signatures,  
and notifies the counties (EC §9030(c))..... Friday, 08/04/00\*
- e. Last day for county to determine total number of qualified  
voters who signed the petition, and to transmit certificate  
with a blank copy of the petition to the Secretary of State  
(EC §9030(d)(e))..... Monday, 09/18/00

\* Date varies based on receipt of county certification.

**INITIATIVE #888**

**Circulating and Filing Schedule continued:**

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(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 08/04/00 the last day is no later than the thirtieth day after the county's receipt of notification). (EC §9030(d)(e)).

- f. If the signature count is more than 737,898 or less than 637,275 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 637,275 and 737,898 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of **all** signatures (EC §9030(f)(g); 9031(a)) .....Thursday, 09/28/00\*

- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State (EC §9031(b)(c)). .....Monday, 11/13/00

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 09/28/00, the last day is no later than the thirtieth working day after the county's receipt of notification). EC §9031(b)(c).

- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient (EC §9031(d); 9033)..... Friday, 11/17/00\*

\* Date varies based upon receipt of county certification.

## IMPORTANT POINTS

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- California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fundraising or requests for support. Any such misuses constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 123 Cal. App. 3d 825, 177 Cal. Rptr. 621; 63 Ops. Cal. Atty. Gen. 37 (1980).
- Please refer to Elections Code sections 100,101,104,9001, 9008, 9009, 9021, and 9022 for appropriate format and type consideration in printing, typing and otherwise preparing your initiative petition for circulation. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- Your attention is directed to the campaign disclosure requirements of the **Political Reform Act of 1974**, Government Code section 81000 et seq. A brief summary is attached for your reference.
- When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- When filing the petition with the county elections official, please provide a blank petition for elections official use.

Enclosures

**BILL LOCKYER**  
**Attorney General**

**State of California**  
**DEPARTMENT OF JUSTICE**



1300 I STREET, SUITE 125  
P.O. BOX 944255  
SACRAMENTO, CA 94244-2550  
Public: (916) 445-9555

Facsimile: (916) 323-2137  
(916) 324-5490

February 15, 2000

**FILED**  
In the office of the Secretary of State  
of the State of California

**FEB 15 2000**

Bill Jones  
Secretary of State  
1500 - 11<sup>th</sup> Street, 5<sup>th</sup> Floor  
Sacramento, California 95814

BILL JONES, Secretary of State  
By *Joanna H. Howard*  
Deputy Secretary of State

RE: Initiative Title and Summary  
SUBJECT: LEGISLATORS' AND STATE OFFICERS' COMPENSATION.  
INITIATIVE CONSTITUTIONAL AMENDMENT.  
FILE NO: SA1999RF0070

Dear Mr. Jones:

Pursuant to the provisions of sections 9004 and 336 of the Elections Code, you are hereby notified that on this day we mailed our title and summary to the proponent of the above-identified proposed initiative.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of service thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of service.

Sincerely,

*Diane Calkins*

DIANE CALKINS  
Initiative Coordinator

For **BILL LOCKYER**  
Attorney General

DC:ms  
Enclosures

Date: February 15, 2000  
File No: SA1999RF0070

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

**LEGISLATORS' AND STATE OFFICERS' COMPENSATION. INITIATIVE**

**CONSTITUTIONAL AMENDMENT.** Amends Constitution to: reduce salaries of legislators to \$75,000 per year; requires Legislature's and voters' approval to adjust state officer salaries and benefits; reduces legislators' travel and living expenses to \$75.00 per day, while in session, for up to 120 days annually; allows increases to expense payments if Legislature and voters approve; requires forfeiture of legislators' compensation if Budget Act not passed by June 15 of each year; requires compensation be forfeited until Budget Act is presented to the Governor; allows payment of forfeited compensation if Legislature and voters approve. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: This measure would result in reduced compensation costs for state officials of several million dollars annually, and unknown, but probably not significant, elections-related costs to the state and counties.



**PEOPLE'S  
ADVOCATE, INC.**

*Paul Gann, Founder*

*Your Voice in Government*



December 17, 1999

Honorable Bill Lockyer  
Attorney General  
1300 I Street #125  
P.O. Box 944255  
Sacramento CA 94244

**RECEIVED**  
DEC 20 1999

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

ATTN: Diane Calkins, Initiative Coordinator

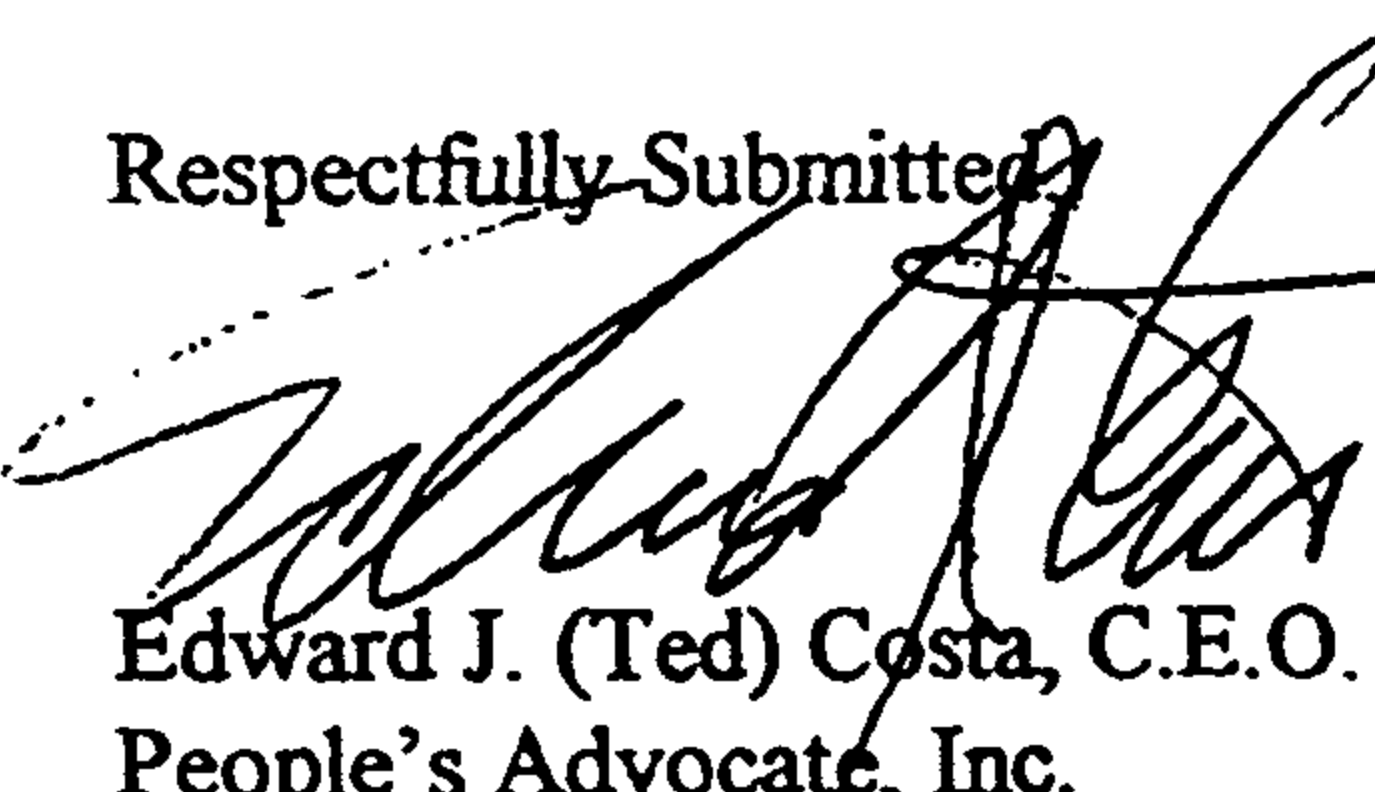
RE: Let the Voters Decide II Act of 2000-Part A  
Initiative Constitutional Amendment

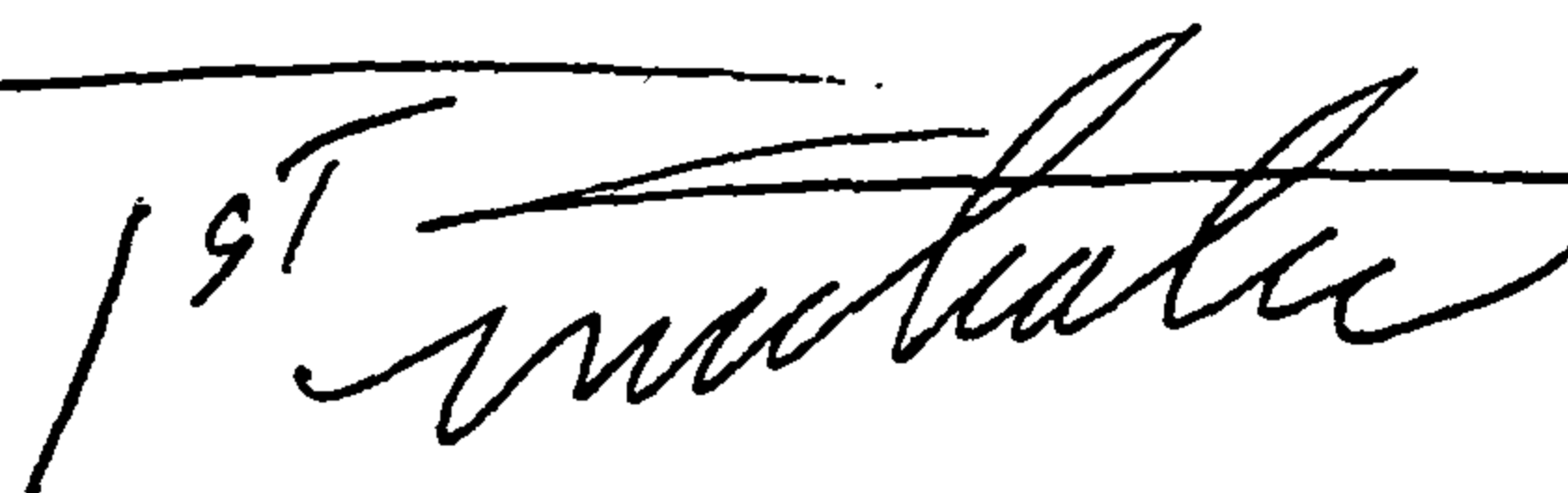
Dear Mr. Lockyer:

Attached you will find the text of the Let the Voters Decide II Act of 2000-Part A, submitted for Title and Summary.

I am a registered voter in Sacramento County.

Respectfully Submitted,

  
Edward J. (Ted) Costa, C.E.O.  
People's Advocate, Inc.

  
1<sup>st</sup> initiator

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SECTION 1. Title

This measure shall be known and may be cited as "Let The Voters Decide-Part A, State Officer's Pay."

SECTION 2. Findings and Declarations of Purpose

The People of the State of California find and declare that:

(a) Our Legislature should be responsive to the demands of the citizens of the state of California and not the self-interest of individual legislators. We demand that our representative system of government be fair to all, open to public scrutiny, free of conflicts of interest and dedicated to the principle that government derives its powers from the consent of the governed.

(b) Legislators and other state officers should not be entitled to pay raises without obtaining approval of the voters.

(c) Therefore the voters enact reforms which include:

1) Salary Reform. The recent controversial pay raises, must be repealed and the voters must approve any future increases in compensation and travel and living expenses;

2) No Pay if Budget is Late. Legislators should not be paid when they fail to pass a state budget on time;

SECTION 3. Compensation of Legislators and other State Officers

Article III, Section 8, Subdivision (g) of the California Constitution is amended to read:

(g) Beginning in the session immediately following the adoption of this Act, the annual salary of all Members of the Legislature shall be reduced to \$75,000. On or before December 3, 1990, the commission shall, by a single resolution adopted by a majority of the membership of the commission, establish the annual salary and the medical, dental, insurance, and other similar benefits of state officers. The annual salary and benefits specified in that resolution shall be effective on and after December 3, 1990.

Thereafter, at or before the end of each fiscal year, the commission, ~~shall~~ by a single resolution adopted by a majority of the membership of the commission, may recommend to the Legislature an adjustment of adjust the annual salary and the medical, dental, insurance, and other similar benefits of state officers. The annual salary and benefits specified in the resolution shall be effective ~~on and after the first Monday of the next December if approved by a statute, passed by~~

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roll call vote entered into the journal, a majority of each house of the Legislature concurring and approved by the voters as a Legislative measure at the next regular election.

#### SECTION 4. Legislative Travel and Living Expenses.

Subdivision (b) of Section 4 of Article IV of the California Constitution is amended to read:

(b) Travel and living expenses for Members of the Legislature in connection with their official duties shall ~~be prescribed by statute passed by roll call vote entered in the journal, two-thirds of the membership of each house concurring.~~ be reduced to \$75 per day for a maximum of 120 days per year. A Member may not receive travel and living expenses during the times that the Legislature is in recess, ~~for more than three calendar days, unless the Member is traveling to or from, or is in attendance at, any meeting of a committee of which he or she is a member, or a meeting, conference, or other legislative function or responsibility as authorized by the rules of the house of which he or she is a member, which is held at a location at least 20 miles from his or her place of residence.~~ The amount paid for travel and living expenses may be increased if approved by a statute, passed by roll call vote entered into the journal, a majority of each house of the Legislature concurring and approved by the voters as a Legislative measure at the next regular election.

#### SECTION 5. Timely Budget

Subdivision (h) of section 12 of Article IV is added to read:

(h) Notwithstanding any other provision in this constitution, including Sections 4 and 8 of Article III and Sections 4 and 12(c) of this article, in any year in which the budget bill is not passed by the legislature by midnight on June 15, each Member of the Legislature shall forfeit any salary and reimbursement for travel or living expenses during any regular or special session for the period from midnight on June 15 until the day that the budget bill is presented to the Governor. No forfeited salary and travel and living expenses shall be paid retroactively. The amount forfeited can be approved for payment if approved by a statute, passed by roll call vote entered into the journal, a majority of each house of the Legislature concurring and approved by the voters as a Legislative measure at the next regular election.

#### SECTION 6. Legislature's Budget

Article IV, Section 7.6 is added to read:

Section 1. In the fiscal year following the adoption of this Act, the total aggregate expenditures of the Legislature as determined and limited by section 7.5 of this Article, shall be reduced further by an amount equal to the savings resulting from the reduction in total compensation and travel and living expenses paid to legislators after the adoption of this Act.

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## SECTION 7. Severability

If any part of the measure or the application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.

